

JFW



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/840,064	05/06/2004	Kelly W. Buchner	006349.9

CONFIRMATION NO. 6654

07303  
FRANK J CATALANO  
FRANK J CATALANO, P.C.  
100 WEST 5TH ST., 10TH FLOOR  
TULSA, OK 74103-4990

## FORMALITIES LETTER



\*OC000000013739639\*

Date Mailed: 09/07/2004

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

*Filing Date Granted*

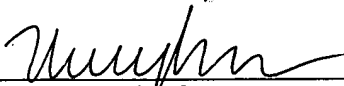
An application number and filing date have been accorded to this application. The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

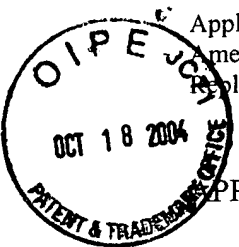
- A substitute specification in compliance with 37 CFR 1.52, 1.121(b)(3), and 1.125, is required. The specification, claims, or abstract page(s) submitted is not acceptable and cannot be scanned or properly stored because:
  - Papers must be legibly written either by a typewriter or mechanical printer in permanent ink or its equivalent in portrait orientation on flexible, strong, smooth, non-shiny, durable, and white paper. Application papers must be presented in a form having sufficient clarity and contrast between the paper and the writing thereon to permit the direct reproduction of readily legible copies in any number by use of photographic, electrostatic, photo-offset, and microfilming processes and electronic reproduction by use of digital imaging and optical character recognition. Pages 15 are not in compliance with 37 CFR 1.52(a).

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Application No.: 10/840,064  
Amendment dated: 10/14/2004  
Reply to Office Action of: 09/07/2004

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

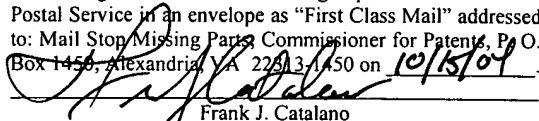
APPLICANT: Kelly W. Buchner )  
)  
SERIAL NO.: 10/840,064 )  
)  
FILED: 05/06/2004 )  
)  
FOR: Procedure and Machine for )  
Electro-Inducing/Stimulating )  
Deep-Layered Muscle )  
Contractions using a Biphasic )  
Faradic Pulse Sequence )  
DOCKET NO.: 06349.9 )  
)  
ART UNIT: 3762 )  
)  
EXAMINING ATTORNEY:

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS**

In response to the Notice to File Corrected Application Papers dated September 7, 2004,  
(copy enclosed) please substitute the enclosed specification, claims and abstract in lieu of the  
specification, claims and abstract submitted on 05/06/2004.

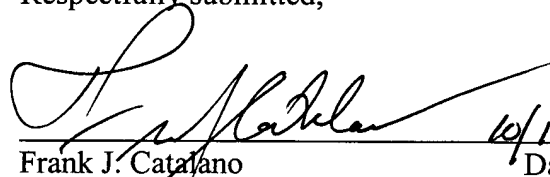
**CERTIFICATE OF MAILING UNDER 37 CFR 1.8**

I hereby certify that this document and any document referred  
to as being attached therein is being deposited with the U.S.  
Postal Service in an envelope as "First Class Mail" addressed  
to: Mail Stop Missing Parts, Commissioner for Patents, P.O.  
Box 1450, Alexandria, VA 22313-1450 on 10/15/04  
  
Frank J. Catalano

It is believed that the substitute specification enclosed herewith, more specifically with regard to the objections pertaining to page 15, is in compliance with 37 CFR 1.52, 1.121(b)(3), and 1.125 and can be properly scanned or stored. It is respectfully requested that the application be removed from informal status.

It is understood there is no fee due at this time. However, should a fee deficiency have occurred, please charge Deposit Account No. 50-1971 per 37 C.F.R. § 1.25.

Respectfully submitted,



10/15/01  
Date

Frank J. Catalano  
Registration No. 25,836  
PTO Customer No. 07303  
GABLE & GOTWALS  
100 West 5th St., 10th Floor  
Tulsa, OK 74103  
Tel: (918) 595-4963  
Fax: (918) 595-4990  
E-mail: [iplaw@gablelaw.com](mailto:iplaw@gablelaw.com)